

UNITED STATES BANKRUPTCY APPELLATE PANEL *for the Eighth Circuit*

STATISTICAL REPORT

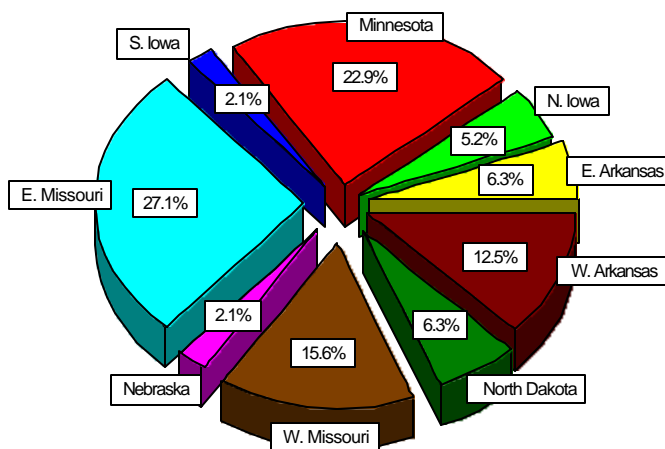
JANUARY 1, 2001 thru DECEMBER 31, 2001

New Case Filings

In 2001, ninety-six cases were docketed by the Bankruptcy Appellate Panel. Nineteen of those cases (20%) were filed by pro se litigants. Of the cases filed, sixty-three were appeals from contested matters and thirty-three were appeals from adversary proceedings. One application to take an interlocutory appeal was filed. The graphics below illustrate the breakdown of case origin by district.

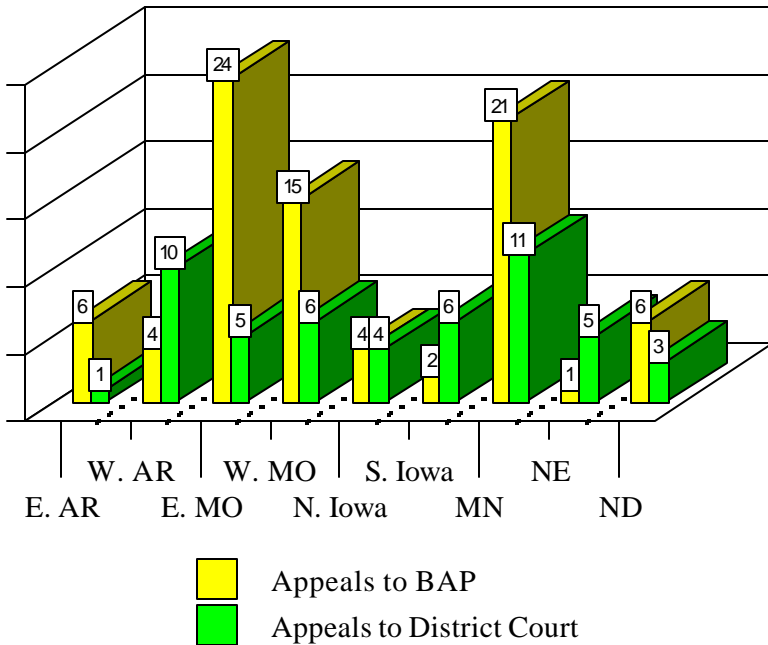
New Cases

Eastern Arkansas	6
Western Arkansas	12
Northern Iowa	5
Southern Iowa	2
Minnesota	22
Eastern Missouri	26
Western Missouri	15
Nebraska	2
North Dakota	6
TOTAL	96



District Court Elections

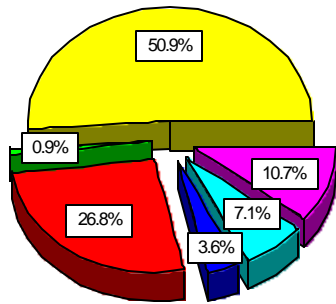
The chart to the left compares the number of appeals taken to the Bankruptcy Appellate Panel with those taken to the District Courts. In 2001, one hundred thirty-four appeals were taken from the Bankruptcy Courts. Eighty-three of those cases (62%) were appealed to and remained with the Bankruptcy Appellate Panel; fifty-one of the cases (38%) were appealed directly to or were transferred to the District Courts.



Case Processing Time

In 2001, Administrative Panel matters were resolved, on average, in six days. Listed in the table below are average processing times calculated for cases which were briefed, submitted on the merits and subsequently closed in 2001.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Argument	69 days 2.3 months	83 days 2.7 months	41 days 1.3 months	193 days 6.3 months
Cases Submitted w/o Argument	100 days 3.3 months	21 days .7 months	32 days 1 month	153 days 5 months
All Cases	81 days 2.6 months	60 days 2 months	37 days 1.2 months	178 days 5.8 months



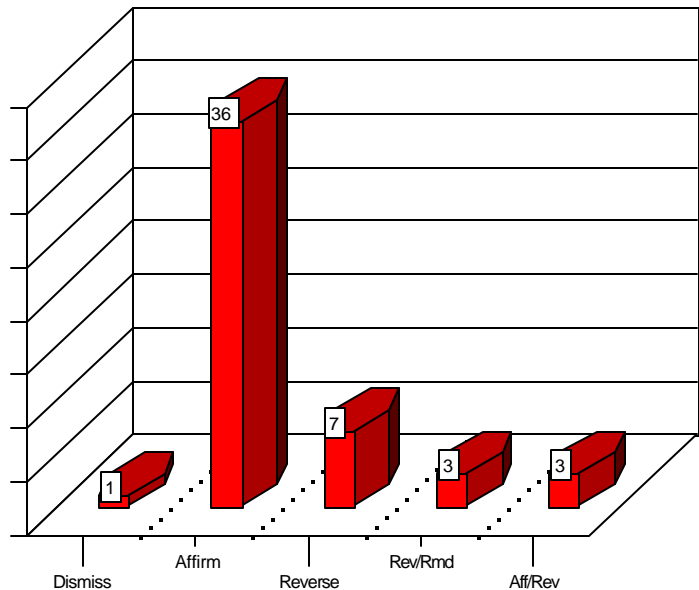
- Opinion - 57 Cases
- New Jmt per USCA Remand - 1 Case
- Voluntary Dismissal - 30 Cases
- Default Judgment - 4 Cases
- Judge Disp. Order - 8 Cases
- Aplee Election to D.Ct. - 12 Cases

Case Dispositions

One hundred-eleven cases were closed in 2001. In addition, one previously-closed case was re-opened and a dispositive order was entered pursuant to a remand order from the 8th Circuit Court. The Panel wrote a total of fifty opinions which disposed of fifty-seven cases. In addition, eight dispositive orders were entered at the direction of the Panel. To the left is a breakdown of the method by which each case was closed.

Opinion Breakdown

The chart to the right breaks down each opinion by its outcome. As shown in the chart, the majority of opinions (74%) either affirmed the Bankruptcy Court decision or dismissed the appeal.



Panel Referrals

In 2001, twenty-three referrals were made to Administrative Panels; three of those cases were subsequently referred back to the panel, resulting in a total of twenty-six Administrative Panel referrals. Twenty-one cases were submitted to panels without oral argument and thirty-eight cases were submitted with oral argument in 2001. Hearings were held in St. Paul (4), St. Louis (3), Kansas City (2), Fargo (2), Omaha and Cedar Rapids.

Appeals to the U.S. Court of Appeals

A total of fifty-three appeals were taken to the U.S. Court of Appeals in bankruptcy cases in 2001. Of those appeals, twenty-seven (51%) were from District Court decisions and twenty-six (49%) were from Bankruptcy Appellate Panel decisions.

In addition to the twenty-six appeals taken from Bankruptcy Appellate Panel to the Court of Appeals this year, eleven Panel cases were pending before the Court of Appeals at the beginning of the year. Twenty cases were closed by the Court of Appeals during the last year, leaving a total of seventeen cases pending at the close of 2001. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed	10
Voluntarily Dismissed	3
Dismissed as Moot	3
Affirmed/Remanded	2
Affirmed/Reversed/Remanded	2